



Image

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Felice FRAGOLA

Atty. Ref.: 2865-360; Confirmation No. 7019

Appl. No. 09/937,709

Group: 3727

Filed: October 1, 2001

Examiner: Lien M. NGO

For: CLOSURE FOR CONTAINERS, IN PARTICULAR PLUG FOR BOTTLES

* * * * *

Date: April 9, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT IN RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

This is in response to the Notice of Non-Compliant Amendment, dated April 5, 2004, relating to the above-identified patent application.

The Examiner has objected to the amendments to the claims for the reason that the text of the withdrawn claims was not submitted. There is submitted herewith an amended "Amendments to the Claims" section of the Amendment filed with the RCE on March 11, 2004, in which the text of all claims is set forth.

Prompt consideration of the Amendment filed with the RCE is earnestly solicited.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By:

Frank P. Presta
Reg. No. 19,828

FPP:cr
1100 North Glebe Road, 8th Floor
Arlington, VA 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Patent Application of

Atty Dkt. 2865-360

C# M#

FRAGOLA

APR 09 2004

TC/A.U.

3727

Serial No. 09/937,709

Examiner: Lien M. Ngo

Filed: October 1, 2001

Date: April 9, 2004

Title: CLOSURE FOR CONTAINERS, IN PARTICULAR PLUG FOR BOTTLES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number
previously paid for 20 (at least 20) = 0 x \$ \$ 0.00

Independent claims after amendment 0 minus highest number
previously paid for 3 (at least 3) = 0 x \$ \$ 0.00

If proper multiple dependent claims now added for first time, add \$ (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this
paper and attachment(s) an additional month (to 3 mos.) and note that an extension fee of \$210.00 was paid 03/11/04 \$ 265.00

Terminal disclaimer enclosed, add \$ \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$) \$ 0.00

☐ Please enter the previously unentered, filed

☐ Submission attached

Subtotal \$ 265.00

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 0.00

☐ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$) \$ 0.00

Assignment Recording Fee (\$) \$ 0.00

Other: AMENDMENT IN RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT 0.00

TOTAL FEE ENCLOSED \$ 265.00

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

1100 North Glebe Road, 8th Floor
Arlington, Virginia 22201-4714
Telephone: (703) 816-4000
Facsimile: (703) 816-4100
FPP:cr

NIXON & VANDERHYE P.C.
By Atty: Frank P. Presta, Reg. No. 19,828

Signature: Raymond M. #41,426